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6 Attorneys for Danilo Antonio Espinal
7 and Total Transportation of Mississippi, LLC

8 **IN THE UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 MARCUS XAVIER GAINES, individually,

CASE NO. 2:21-cv-000708

11 Plaintiff,

12
13 vs.

**Stipulation and Order to Remand Case to
State Court**

14 DANILO ANTONIO ESPINAL, individually;
TOTAL TRANSPORTATION OF
15 MISSISSIPPI, LLC; DOES I – X; and ROE
CORPORATIONS I – X, inclusive,

16
17 Defendants.

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19 Defendants and Plaintiff, by and through their counsel of record, stipulate and agree to
20 remand this case back to state court. The reason the case is being remanded is that Plaintiff has
21 agreed not to seek damages exceeding \$74,999.99, exclusive of interest, attorneys' fees and costs.

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1 Accordingly, the jurisdictional threshold for damages under diversity jurisdiction is not
2 reached.

3 DATED this 10th day of May, 2021. DATED this 10th day of May, 2021.

4 /s/ Bruce Scott Dickinson
5 BRUCE SCOTT DICKINSON
6 Nevada Bar No. 002297
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Attorney for Defendants

/s/ Justin G. Randall
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Attorneys for Plaintiff

11
12 **ORDER**

13 IT IS SO ORDERED.

14 DATED May 13, 2021.

15
16 
17 UNITED STATES DISTRICT JUDGE
18

19 Submitted by:

20 /s/ Bruce Scott Dickinson
21 BRUCE SCOTT DICKINSON
22 Nevada Bar No. 002297
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Donna Barr

From: Justin Randall <justin@erinjuryattorneys.com>
Sent: Monday, May 10, 2021 8:53 AM
To: Donna Barr
Cc: Bruce Dickinson; Stephenson and Dickinson General
Subject: Re: Gaines v. TTMS /Espinal (Claims No. 20-07-TT-001822)

This is fine. You may use my e-signature.



Justin G. Randall

Partner

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On Fri, May 7, 2021 at 5:45 PM Donna Barr <dlb@sdlawoffice.net> wrote:

Justin,

Attached for your review is the proposed Stipulation and Order to Remand Case to State Court with regard to the above-referenced matter. If you do not require any changes, please let me know if I have permission to enter your electronic signature.

A response by Tuesday, May 11, 2021, would be appreciated.

Thank you,

DONNA BARR

STEPHENSON & DICKINSON

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